

**BOARD OF TRUSTEES MEETING MINUTES – April 4, 2016**

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, April 4, 2016 at 8:00 p.m. at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph McDermott	Mayor
Diane Urso	Trustee
Christian Sullivan	Trustee
Bernadette Whitwell	Trustee
Laurie Elliott	Trustee
Charles Casolaro	Village Attorney

At 8:00 pm, Mayor McDermott called the meeting to order followed by a salute to the flag and a moment of silence for our Armed Forces.

Approval of the Minutes from the Board meeting of March 7, 2016 and March 21, 2016.

Motion: Trustee Urso                      Second: Trustee Sullivan

Vote: 5 ayes                      0 nays

**Suffolk County Police Department 3<sup>rd</sup> Precinct** – Officer Ribera: There were two vehicle break-ins on Pine Acres last night. A video shows a heavy set male with a sweatshirt. Person was just walking down the street looking in cars. The detective is looking into the incidents. Please call the police if you see anything as he may come back since he found something in the cars. There will be additional cars patrolling in the area and will include an unmarked car in the evenings. The hours for the school crossing guards at Fifth Avenue have been extended. Trustee Elliott expressed thanks for this change.

**Mayor's Report:**

- Since my election, I have looked at the state of the Village infrastructure with the Board and the conclusion that the Board came to is that there is a need for repairs. The conclusion was that pay as you go does not work. We looked at several options, including bonding. There was a good turnout at the last meeting which shows that residents care about the state of the Village, whether they agree with us or not. With all the research we did. We have come to the conclusion that we will go to bond for \$1.65 million. \$1.4 million for the roads and \$250,000 for DPW equipment. Debt service will be \$193,000 a year, estimated. We won't know the final numbers until we go to bond. If it is less, we will use the money to pay off the debt service.
- Trustee Sullivan added that he is concerned about the safety issues in the Village and this is an excellent way to make the necessary repairs. It will also add to the property values of the residents.
- Trustee Urso added that these are not pretty repairs but they are necessary. As stewards of the Village, it is our responsibility to maintain the Village.
- Trustee Elliott added that it is our duty to maintain the Village as elected officials. The canal is of a major concern right now and we will be looking at it more closely after the budget process. I attended a State Comptroller's financial training and discussed with them the options such as bonding. From the standpoint of bonding, the State wants to see that the Village is financially viable which is what we have been doing over the last

several years. They look to see if we can handle the debt without a significant load on the residents, which is what we are doing. If we are acting responsibly and meeting our financial needs, those are all positives, which is clearly what we are doing.

- Trustee Whitwell echoed the sentiments of the Board members and commented on the vehicles and the state of disrepair. We either have to purchase new vehicles or outsource our snow plowing and road repairs. Flooding is an issue that we will be focusing on in the near future. We want this to be a place to be proud.

#### **Code Enforcement – Trustee Sullivan**

- There were 55 calls to the SCPD, Majority were alarms, 10 domestic calls and disturbances, smell of gas, car blasting radio at Walker, Our code enforcement issued 60 summonses and 6 violations, all of which have been resolved.

#### **Administration – Trustee Elliott**

- I have been on a year-long quest to get additional crossing guard hours to cover the times in the morning when the High School students have to walk in the dark to the High School. They also added hours in the afternoon. There are a number of Brightwaters children who walk to the High School as they live less than a mile from the school.
- Just the Fire Marshall's report

#### **Fire Marshall's Report**

As of this report, all permits for Public Assembly and Multiple Dwelling occupancies within the Village of Brightwaters are currently valid and up to date.

Commercial Occupancy Fire inspections have continued in the Village of Brightwaters since my last report, with subsequent re-inspections having also been conducted to insure that all violations have since been removed.

The proposed (AFA & Sprinkler) plans pertaining to the new construction of a *Self-Storage Facility* to be located on Orinoco Dr. have been reviewed. I have communicated the specifics of this project with Building Inspector Robert O'Shea and will be coordinate accordingly as the process progresses.

During the past month, there were no request for investigations of fire from the Bay Shore Fire Department.

Sincerely,

*Matthew Brennan*

Matthew Brennan, Fire Marshal  
Village Of Brightwaters

#### **Highway Department – Trustee Whitwell**

- We sold the old DPW trailer for \$250, which would have cost \$2,500 to have it removed. The new trailer was delivered today and is being hooked up
- We put in the stop signs in front of the Post Office and it has been effective

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- We had major wind storms this weekend and the DPW came in to clear branches on Sunday and blocked areas where there were downed wires

**Lakes and Parks – Trustee Urso**

- Thanks to the Bay Shore Lions Club and Meg Smith for taking over the Easter Egg hunt
- Little League parade was moved to next Saturday
- Applications for summer help: lifeguards, gate attendants, counselors. Please come by Village Halle to pick up an application
- Shred Day will be 9:00 – 12:00 on April 30<sup>th</sup> at Wohseepee Park. Please drive around the horseshoe
- Arbor Day will be May 14<sup>th</sup>
- May 2<sup>nd</sup> is camp lottery if required because of high enrollment

**Accept** Alpha Carting as the low bidder for the rubbish removal services for the period of September 1, 2016 to May 31, 2018.

Motion: Trustee Elliott

Second: Trustee Urso

Votes: 5 ayes                      0 nays

**Adopt** Resolution 3-2016 establishing the Canal Enterprise Fund which will receive the revenues from canal rentals and pay both direct and indirect costs for the canal. If we go to bond for canal repairs, the debt service will come directly from this account. Some of the funds collected will be allocated to the general fund for administrative expenses. All excess revenue will remain in the Fund.

Motion: Trustee Whitwell

Second: Trustee Elliott

Vote: 5 ayes                      0 nays

**ESTABLISHMENT OF AN ENTERPRISE FUND FOR THE BRIGHTWATERS  
VILLAGE CANAL**

**WHEREAS**, the Mayor and the Board of Trustees have determined that for the purpose of maintaining the Village Canal, acquiring the necessary funds through fees charged to boat owners renting slips, to make those repairs and in furtherance of those legitimate governmental objectives, does hereby **RESOLVE**:

**RESOLVED**, that the Board of Trustees hereby creates the **CANAL ENTERPRISE FUND**, effective fiscal year 2016-17, authorizing the village clerk/treasurer to execute any and all documents necessary to expedite its creation; and

**BE IT FURTHER RESOLVED**, that village clerk/treasurer is hereby authorized open a Canal Enterprise Fund bank account at the Bridgehampton National Bank;

**WHEREFOR, this RESOLUTION**, hereby adopted by                      vote on March 21, 2016 before a duly constituted meeting of the Board of Trustees, shall be promptly recorded in the Office of the Village Clerk, and made part of the public record.

**Open** Public Hearing on the 2016-17 Preliminary Budget.

Mayor's comment: the tax increase could be closer to 2.2% with the increase in assessed values. When we went to bid on the garbage and saw a savings of \$50,000, we gave that back to the residents by reducing the garbage fees. Trustee Elliott thanked the clerk for all of her hard work and education on the process. Trustee Urso also thanked the clerk for finding cost savings and grants. Trustee Sullivan pointed out the specific decrease in fuel costs in the budget as well as the decrease in vehicle repairs as we replace old trucks with new ones. This budget is much easier to understand and is very responsible. It has taken almost two years to get to this point.

Motion: Trustee Elliott                      Second: Trustee Urso  
Vote: 5 ayes                      0 nays

- Resident: applauded everything being done and stand behind the bond. Need to consider generating more fees from road races. They are an inconvenience to the residents
- The Board could have done a better job communicating on the bond. If the public had known that the increase would have been only \$50.00 it would have eliminated some of the headaches and discussions
- Clarification: the money in the canal fund will stay in the canal fund to cover debt service for the canal repairs. Since interest rates are so low now, we should bond for the canal as well
- The degradation of the roads seems to be from cuts and patches, not from traffic
- Need to look at the capital plan in totality
- Board was congratulated on the \$50.00 increase and the hard work. The newsletter was the clearest she has ever read
- Will National Grid check for gas leaks before paving? Mayor: we will advise them to do so
- Village needs a long term plan. Many issues in the Village deserve attention
- Employing a project manager – it is a possibility

**Close** Public Hearing on the 2016-17 Preliminary Budget

Motion: Trustee Urso                      Second: Trustee Sullivan  
Vote: 5 ayes                      0 nays

**Open** Public Hearing on Local Law 3-2016: Exceeding the Property Tax Cap

Motion: Trustee Whitwell                      Second: Trustee Elliott  
Vote: 5 ayes                      0 nays

No Public Comments

**Close** Public Hearing on Local Law 3-2016: Exceeding the Property Tax Cap

Motion: Trustee Sullivan                      Second: Trustee Elliott  
Vote: 5 ayes                      0 nays

**Motion** to pass Local Law 3-2016 to Exceed the Property Tax Cap

Motion: Trustee Elliott                      Second: Trustee Urso  
Vote: 5 ayes                      0 nays  
Local Law No. 3 of the year 2016

Village of Brightwaters, County of Suffolk

## **A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c**

### **Section 1. Legislative Intent**

It is the intent of this local law to allow the Village of Brightwaters to adopt a budget for the fiscal year commencing June 1, 2016 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

### **Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

### **Section 3. Tax Levy Limit Override**

The Board of Trustees of the Village of Brightwaters, County of Suffolk, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2016 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

### **Section 4. Severability**

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

### **Section 5. Effective date**

This local law shall take effect immediately upon filing with the Secretary of State.

### **Approval of Abstracts and Treasurer’s Report**

<b>ABSTRACT REPORT FOR BOT April 4, 2016</b>			
Seeking to approve payment on:			
Abstracts # 3980-3981	47 vouchers		\$58,412.92
<b>Large Payments</b>			
Alpha Carting - March 2016		\$	31,789.00
Employee Benefits - Health Insurance		\$	11,859.02
<b>Treasurer's Report</b>			
Cash on Hand as of 4/4/16			
General Fund - BNB		139,884	
General Money Market - BNB		263,267	
CLASS General		314,860	
	Total Cash on Hand	<b>718,011</b>	
Capital Fund		101,502.00	

## 4/4/2016 - Board of Trustees Meeting

Motion: Trustee Sullivan

Second: Trustee Urso

Vote: 5 ayes

0 nays

### **Meeting Open to the Public:**

- Is the Bay Shore Fire Department future bonding included in our budget? The Village contracts with the Fire Department and they have not come to us to ask for additional funds. This will be a subject of negotiation on their next contract
- Add another microphone for the podium
- Clarification of what is required to be recorded in the minutes: decisions, votes and reports. Public comments not required but they are summarized
- Paving will be performed by the lowest bidder from the Town of Islip contract which we are allowed to piggyback off of

Adjourn: Motion: Trustee Sullivan

Second: Trustee Urso

Vote: 5 ayes

0 nays

Meeting adjourned 9:40 PM

Approximately 25 people in attendance.